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*Attorneys for Plaintiffs NorthBay Healthcare Group  
and NorthBay Healthcare Corporation*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

NORTHBAY HEALTHCARE GROUP;  
NORTHBAY HEALTHCARE  
CORPORATION,

Plaintiffs,

v.

KAISER FOUNDATION HEALTH PLAN,  
INC.; KAISER FOUNDATION  
HOSPITALS, INC.; and THE  
PERMANENTE MEDICAL GROUP, INC.,

Defendants.

Case No. 3:17-cv-05005-LB

JOINT CASE MANAGEMENT  
STATEMENT

CMC Date: May 20, 2021

Time: 9:30 a.m.

Courtroom: Videoconference only

Hon. Laurel Beeler

Pursuant to Civil Local Rule 16-10(d), and this Court's Case Management and Pretrial Order entered on February 25, 2021, ECF No. 124, Plaintiffs NorthBay Healthcare Group and NorthBay Healthcare Corporation, and Defendants Kaiser Foundation Health Plan, Inc., Kaiser Foundation Hospitals, and The Permanente Medical Group, Inc., submit the following updated Joint Case Management Statement.

**Update on Settlement Discussions**

The parties are close to concluding a settlement that would result in dismissal of this action. Accordingly, the parties respectfully suggest that the motion to dismiss hearing set for May 20, 2021, and the case management conference set for the same date, be taken off calendar, pending further notice. The parties will notify the Court as soon as the settlement has been finalized.

Dated: May 13, 2021

LATHAM & WATKINS LLP

/s/ Christopher S. Yates  
Christopher S. Yates

*Attorneys for Plaintiffs*  
NORTHBAY HEALTHCARE GROUP;  
NORTHBAY HEALTHCARE  
CORPORATION

Dated: May 13, 2021

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THE PERMANENTE MEDICAL GROUP,  
INC.

Dated: May 13, 2021

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/s/ Jason C. Murray  
Jason C. Murray

*Attorneys for Defendant*  
KAISER FOUNDATION HEALTH PLAN,  
INC.; KAISER FOUNDATION HOSPITALS

**SIGNATURE ATTESTATION**

I, Christopher S. Yates, am the ECF User whose identification and password are being used to file the foregoing Joint Case Management Statement. Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the filing of this documents has been obtained from each of the other signatories.

Dated: May 13, 2021

LATHAM & WATKINS LLP

/s/ Christopher S. Yates

Christopher S. Yates

*Attorneys for Plaintiffs*

NORTHBAY HEALTHCARE GROUP;  
NORTHBAY HEALTHCARE  
CORPORATION